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CALIFORNIA COURT OF APPEAL
SIXTH APPELLATE DISTRICT
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February 16, 2007

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RE: EAGLE BROADBAND, INC.,
Plaintiff and Appellant,
v.
THOMAS MOULD,
Defendant and Respondent,
RICHARD WILLIAMS,
Defendant and Appellant.

H030169
Santa Clara County No. CV050179

The court has reviewed the records and briefs in the above-entitled case. If oral argument is desired by any party, **a written request for oral argument must be filed with the clerk of the court and a copy thereof served upon all other interested parties, within ten days from the date of this notice.** A "Request for Oral Argument" form is provided for your convenience. The case will then be placed upon the calendar of this court for oral argument.

If no request for oral argument is received within the indicated ten-day period, it will be deemed that oral argument has been waived and the matter may be submitted (Cal. Rules of Court, rule 8.256(d)(1)). Upon acceptance of such waiver, the court will then proceed to decide the case without oral argument or the necessity of appearance on the part of counsel.

In order to avoid unnecessary expenditure of court time in the determination of this appeal, counsel are requested to advise the court immediately if settlement negotiations are in progress or if any other action will be taken which might result in the request for dismissal of the appeal.

Where the parties deem it necessary, each party may file with the Superior Court Clerk a further notice specifying the original exhibits deemed necessary to have transmitted to this Court (Cal. Rules of Court, rule 8.224).

Michael J. Yerly, Clerk